

WASHINGTON STATE DEPARTMENT OF ECOLOGY

WATER RESOURCES/QUALITY PROGRAM

INDUSTRIAL STORMWATER PERMIT

September 20, 2004

Lynnwood, Washington

Lynn Webber, CSR

Court Reporter

ORIGINAL

## A P P E A R A N C E S

HEARING OFFICER: BEV POSTON

Department of Ecology

P.O. Box 47600

Olympia, Washington 98504-76--

1 BE IT REMEMBERED that a hearing by THE  
2 DEPARTMENT OF ECOLOGY was taken on September 20, 2004, at  
3 the hour of 3:14 p.m., 19100 44th Avenue West, at Lynnwood,  
4 Washington, before Lynn M. Webber, CCR, Notary Public in and  
5 for the State of Washington, residing at Seattle,  
6 Washington;

7 Whereupon, the following proceedings were had,  
8 to wit:

9 \*\*\*\*\*

10  
11 P R O C E E D I N G S

12 MS. POSTON: Good afternoon. I'm Bev Poston and  
13 I'm a hearings officer with the Department of Ecology.  
14 Let the record Show that it's 3:12 p.m. on September 20,  
15 2004. This hearing is being held in the Lynnwood Civic  
16 Center council chambers located at 19100 - 44th Avenue West,  
17 in Lynnwood, Washington. The primary purpose of this  
18 hearing is to receive public comments regarding the proposed  
19 modification to the industrial stormwater general permit.

20 Legal notice of this hearing was published in  
21 the Washington State Register on August 18, 2004, issue  
22 No. 04-16-121. In addition, notices of the hearing were  
23 published August 18, 2004 in the following newspapers. The  
24 Bellingham Herald, the Kennewick/Tri-City Herald, the  
25 Vancouver Columbian, Seattle Daily Journal of Commerce and

1 the Spokane Spokesman Review.

2 Ecology directly mailed out approximately 1300  
3 hearing announcements to all the permit holders,  
4 announcements to environmental groups, state and federal  
5 agencies, the tribes and other parties who were on our  
6 interested parties mailing list.

7 At this time no one has indicated that they  
8 would like to provide testimony. So I will ask one more  
9 time, anything for the record? It's open. Okay, fine.

10 Okay. Any of the testimony that is part of the  
11 hearings -- and this is the first of four hearings that will  
12 be held around the state -- as well as any written comments  
13 that are received are part of the official record for this  
14 proposal, and whether it's an oral comment or a written  
15 comment they all receive equal weight in the decision-making  
16 process.

17 The public comment period ends on September 27,  
18 2004 at 5:00 p.m. Please submit written comments to -- and  
19 the address is up here on the board -- Industrial Stormwater  
20 General Permit, attention Joyce Smith, Washington State  
21 Department of Ecology, Post Office Box 47600, Olympia  
22 Washington 98504-7600. You may also e-mail comments, and  
23 these comments would go to Bill, and his e-mail address is  
24 BM00461@ECY.WA.GOV. In addition, you can fax comments to  
25 Joyce, and the fax number is not up there, but the fax

1 number is 360-407-6426. And please be careful if you want  
2 to send a fax when punching that number, because my number  
3 is 6425 and I get a lot of faxes meant for the other number.  
4 And, again, the deadline is 5 p.m. on September 27 of 2004.

5 All the oral and written comments that are  
6 received during the public comment process will be responded  
7 to in a document that's called a Response to Comment Summary  
8 that will be State Ecology's official response on the issues  
9 and concerns that have been raised in the public hearing  
10 process.

11 That document should be available around late  
12 October 2004. It will automatically be mailed out to anyone  
13 who provided oral or written testimony, and if there is  
14 someone here who would like to receive a copy of that  
15 document, if you could let me know after the hearing I'll  
16 put a check by your name to make sure that we mail it out to  
17 you.

18 Bill, do you know if that will be put on line?

19 MR. MOORE: Yes.

20 MS. POSTON: We hope to get it also on line on  
21 the stormwater web page. So hopefully it will be available  
22 during that time.

23 We're expecting to issue the modified permit  
24 sometime in late October 2004. If Ecology believes that  
25 comments that are received either in writing or in oral

1 testimony could substantially change the scope or conditions  
2 within the original draft permit modification another public  
3 notice of draft and comment period may be necessary which  
4 could result in a delay in issuing the modified permit. We  
5 hope that does not happen, but it is a possibility.

6 So, again, is there anyone here who would like  
7 to provide testimony? No? Okay. On behalf of the  
8 Department of Ecology I want to thank you for attending our  
9 workshop and our public hearing. We appreciate your time.  
10 We know you folks are busy. And this hearing is adjourned  
11 at 3:16 p.m. Thank you.

12 (Hearing adjourned at 3:16 p.m.)  
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## C E R T I F I C A T E

STATE OF WASHINGTON       )  
  ) ss.  
COUNTY OF KING           )

I, the undersigned Notary Public in and for the State of Washington, do hereby certify:

That the annexed and foregoing deposition of each witness named herein was taken stenographically before me and reduced to typewriting under my direction;

I further certify that the deposition was submitted to each said witness for examination, reading and signature after the same was transcribed, unless indicated in the record that the parties and each witness waive the signing;

I further certify that all objections made at the time of said examination to my qualifications or the manner of taking the deposition, or to the conduct of any party, have been noted by me upon said deposition;

I further certify that I am not a relative or employee or attorney or counsel of any of the parties to said action, or a relative or employee of any such attorney or counsel;

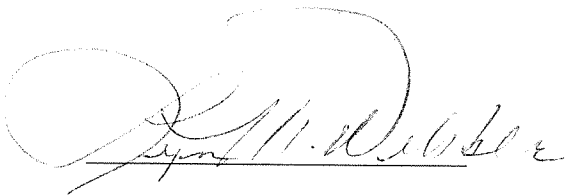
I further testify that I am not in any way financially interested in the said action or the outcome

1     thereof;

2             I further certify that each witness before  
3     examination was by me duly sworn to testify the truth, the  
4     whole truth and nothing but the truth;

5             I further certify that the deposition, as  
6     transcribed, is a full, true and correct transcript of the  
7     testimony, including questions and answers, and all  
8     objections, motions, and exceptions of counsel made and  
9     taken at the time of the foregoing examination.

10  
11             IN WITNESS WHEREOF, I have hereunto set my  
12     hand and affixed my official seal this 1<sup>st</sup> day of  
13     October, 2004.

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16  
17     

18             LYNN M. WEBBER

19             CSR NO. 2763

20             Notary Public in and for  
21             the State of Washington  
22             residing at Seattle